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By:

Charles L Woods
Charlene L. Woods

PATENT

Attorney Docket No. P32685

In re Application of:

Storm et al.

Group Art Unit: 1615

Application No.: 09/689,483

Examiner: Rachel M. Bennett

Filed: October 12, 2000

Confirmation No.: 9497

For: NOVEL METHOD OF TREATMENT

Office of Patent Legal Administration

Commissioner for Patents

P.O. Box 1450

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1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100	2101	2102	2103	2104	2105	2106	2107	2108	2109	2110	2111	2112	2113	2114	2115	2116	2117	2118	2119	2120	2121	2122	2123	2124	2125	2126	2127	2128	2129	2130	2131	2132	2133	2134	2135	2136	2137	2138	2139	2140	2141	2142	2143	2144	2145	2146	2147	2148	2149	2150	2151	2152	2153	2154	2155	2156	2157	2158	2159	2160	2161	2162	2163	2164	2165	2166	2167	2168	2169	2170	2171	2172	2173	2174	2175	2176	2177	2178	2179	2180	2181	2182	2183	2184	2185	2186	2187	2188	2189	2190	2191	2192	2193	2194	2195	2196	2197	2198	2199	2200	2201	2202	2203	2204	2205	2206	2207	2208	2209	2210	2211	2212	2213	2214	2215	2216	2217	2218	2219	2220	2221	2222	2223	2224	2225	2226	2227	2228	2229	2230	2231	2232	2233	2234	2235	2236	2237	2238	2239	2240	2241	2242	2243	2244	2245	2246	2247	2248	2249	2250	2251	2252	2253	2254	2255	2256	2257	2258	2259	2260	2261	2262	2263	2264	2265	2266	2267	2268	2269	2270	2271	2272	2273	2274	2275	2276	2277	2278	2279	2280	2281	2282	2283	2284	2285	2286	2287	2288	2289	2290	2291	2292	2293	2294	2295	2296	2297	2298	2299	2300	2301	2302	2303	2304	2305	2306	2307	2308	2309	2310	2311	2312	2313	2314	2315	2316	2317	2318	2319	2320	2321	2322	2323	2324	2325	2326	2327	2328	2329	2330	2331	2332	2333	2334	2335	2336	2337	2338	2339	2340	2341	2342	2343	2344	2345	2346	2347	2348	2349	2350	2351	2352	2353	2354	2355	2356	2357	2358	2359	2360	2361	2362	2363	2364	2365	2366	2367	2368	2369	2370	2371	2372	2373	2374	2375	2376	2377	2378	2379	2380	2381	2382	2383	2384	2385	2386	2387	2388	2389	2390	2391	2392	2393	2394	2395	2396	2397	2398</
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Sir:

PETITION FOR DEFERRAL OF ISSUANCE OF PATENT UNDER 37 C.F.R. § 1.314

Pursuant to 37 C.F.R. § 1.314, and having paid the issue fee on November 26, 2003, Applicants hereby respectfully petition the Commissioner to grant a deferral in the assignment of a patent number and issue date to the referenced allowed United States patent application. Please charge the required fee of \$130.00 for consideration of this Petition, as set forth in 37 C.F.R. § 1.17(h), to Deposit Account No. 19-2570.

Applicants request a deferred issuance of a prospective United States patent for the causes set forth below, which Applicants believe constitute good and sufficient reasons for the action sought.

On March 11, 2003, Applicants filed a Second Supplemental Information Disclosure Statement ("IDS") with a single Form PTO 1449, along with the relevant

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER ^{LLP}

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

Attorney Docket No. P32685
Application No.: 09/689,483

references cited thereon. The Office has acknowledged receipt of the IDS and the Form PTO 1449, as indicated by its date stamp on the receipt postcard that accompanied the IDS and Form PTO 1449. Applicants did not receive a signed copy of the accompanying Form PTO 1449. After receiving the Notice of Allowance, Applicants' representative contacted the Examiner on October 8, 2003, to discuss the best procedure in which to get the Form PTO 1449 before the Examiner and, based on that discussion, sought to inspect the file and obtain a copy of the Form PTO 1449 which would then be placed in front of the Examiner. Applicants' representative has been checking with the records of the Office, and the application has continued to be unavailable for inspection, up until payment of the issue fee on November 26, 2003.

Applicants believe that it is very important that the face of the ensuing patent accurately reflect all documents that were considered during prosecution of the above-referenced patent application, and the undersigned is concerned that the Patent Office will in the near future assign to this application a patent number and issue date without consideration of these papers. Thus, Applicants hereby respectfully request a delay in the assignment of a patent number and an issue date to this application until the Office has acknowledged its consideration of the documents set forth in the IDS filed on March 11, 2003.

To facilitate this process, Applicants also enclose copies of the IDS and Form PTO 1449 that had been originally hand-delivered to the Office March 11, 2003, as well as the date-stamped postcard indicating receipt on March 11, 2003.

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

Attorney Docket No. P32685
Application No.: 09/689,483

Please grant any extensions of time required to enter this Petition and charge
any additional required fees to Deposit Account No. 19-2570.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 10, 2003

By: Jean B. Fordis
Jean B. Fordis
Reg. No. 32,984

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

LAW OFFICES
FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.
Stanford Research Park
700 Hansen Way
Palo Alto, CA 94304

Telephone
(650) 849-6600

Facsimile
(650) 849-6666

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FROM

Name: Jean B. Fordis
Phone No.: 650-849-6607
Fax # Verified by: smb
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Date: December 10, 2003
Our File No.: P32685

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In re Application of:

Storm et al.

Application No.: 09/689,483

Group Art Unit: 1615

Filed: October 12, 2000

Examiner: Rachel M. Bennett

For: NOVEL METHOD OF TREATMENT

The following paper is filed herewith:

1. Petition for Deferral of Issuance of Patent Under 37 C.F.R. § 1.314 (3 pages)
2. Copies of Supplemental IDS and Form 1449 hand-delivered on March 11, 2003 (4 pages), and stamped postcard indicating receipt.

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